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TO: Examiner J. Kavanaugh	FROM: Byron S. Kuzara
COMPANY: U.S.P.T.O.	DATE: June 23, 2005
FAX NUMBER: 703-872-9306	TOTAL NO. OF PAGES: 18
RE: U.S. Serial No. 10/681,321	OUR REFERENCE NO.: 005127.00234

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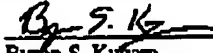
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Respectfully submitted,


By: Byron S. Kuzara
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of)	
)	Art Unit: 3728
Tobie D. HATFIELD, et al.)	
)	Examiner: Kavanaugh, J.T.
Serial Number 10/681,321)	
)	Attorney Reference: 005127.00234
Filed: October 9, 2003)	
)	
For: ARTICLE OF FOOTWEAR WITH A)	
STRETCHABLE UPPER AND AN)	
ARTICULATED SOLE STRUCTURE)	

PRELIMINARY AMENDMENT

Commissioner for Patents
Alexandria, VA 22313

Sir:

Prior to examination on the merits, the Applicants respectfully request that the application be amended as indicated below: